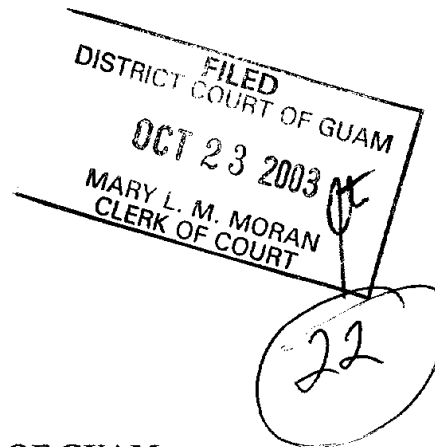


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9
10 Attorneys for Plaintiff Shell Guam, Inc.



11
12 IN THE DISTRICT COURT OF GUAM

13 SHELL GUAM, INC.,)

14 Plaintiff,)

15 vs.)

16 M/V TENRYU MARU NO. 28,)

17 Defendant.)
18

CIVIL CASE NO. CIV03-00020

DECLARATION OF STEVEN A.
ZAMSKY IN SUPPORT OF PLAINTIFF
SHELL GUAM, INC.'S APPLICATION
FOR ORDER OF SALE OF DEFENDANT
M/V TENRYU MARU NO. 28

19 I, Steven A. Zamsky, declare as follows:

20 1. I am an attorney admitted to practice law in Guam USA.

21 2. I am the attorney of record for Plaintiff Shell Guam, Inc. (hereinafter "Plaintiff").

22 3. I make this Declaration in Support of Plaintiff's Application for Order of Sale of
23 Defendant M/V Tenryu Maru No. 28 (hereinafter "Vessel") and having personal knowledge of all
24 matters set forth herein if called to testify as to said matters I could and would competently do so.

25 4. The Default against the Vessel was entered on September 15, 2003. The Vessel is
26 sitting idle and is deteriorating and should be sold at the earliest reasonable time.
27
28

6 5. I have received no contact from any person with regard to any potential claim with
7 respect to the Vessel.

8 6. On October 22, 2003 at approximately 2:00 p.m. I telephoned the United States
9 Marshal Service and spoke with Richard Lumagui, who is presently the Acting United States
10 Marshal, with respect to a sale date the Vessel. Mr. Lumagui informs me that a November 2003
11 sale is satisfactory with the United States Marshal Service.

12 I declare under the penalty of perjury under the laws of the United States of America that
13 the foregoing is true and correct.

14 Dated this 23 day of October 2003.

15
16 
17 STEVEN A. ZAMSKY